IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 9526 of 1999

For Approval and Signature:

Hon'ble MR.JUSTICE PRADIP KUMAR SARKAR

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SUCHI SYNTHETICS PVT LTD

Versus

GUJARAT ELECTRICITY BOARD

Appearance:

1. Special Civil Application No. 9526 of 1999

MR PJ KANABAR for Petitioner No. 1-2

..... for Respondent No. 1

MS RV ACHARYA for Respondent No. 2

MR VT ACHARYA for Respondent No. 2

CORAM : MR.JUSTICE PRADIP KUMAR SARKAR

Date of decision: 09/07/2001

ORAL JUDGEMENT

1. The petitioner seeks permission to withdraw this petition with a view to prefer a review petition before the appellate committee of the respondent Board. Mr. Kanabar, on instructions, states that, the petitioner has complied with the interim order passed by this Court on 19-10-2000, directing the petitioner to deposit the amount of the impugned bill with the respondent Board and the last installment becomes due and payable by 30/7/2001 and the petitioner undertakes to deposit the same on the due date, i.e. 30/7/2001.

2. In the facts and the circumstances of the present case, the petitioner is permitted to withdraw this petition, since the petitioner wants to move a review petition before the appellate committee of the respondent

Board. The appellate committee of the respondent Board is directed to decide the review petition in accordance with law. The rights of the parties to retain the amount of the impugned bill will be governed as per the final order passed in the review petition, subject to right to challenge it in an appropriate preceding before the appropriate Court. The petition is disposed of as withdrawn with aforesaid reservation and direction. Rule discharged. Interim relief if any stands vacated. I make no order as to costs. Direct service permitted.

Dt: 9-7-2001 (P.K. Sarkar, J)

/vgn